

Miller (FL)	Rehberg	Smith (NJ)
Miller (MI)	Reichert	Smith (TX)
Miller, Gary	Roe (TN)	Stearns
Moran (KS)	Rogers (AL)	Stutzman
Murphy, Tim	Rogers (KY)	Sullivan
Myrick	Rogers (MI)	Taylor
Neugebauer	Rohrabacher	Terry
Nunes	Rooney	Thompson (PA)
Nye	Ros-Lehtinen	Thornberry
Olson	Roskam	Tiahrt
Paul	Royce	Tiberi
Paulsen	Ryan (WI)	Turner
Pence	Scalise	Upton
Peters	Schmidt	Walden
Petri	Schock	Wamp
Pitts	Sensenbrenner	Westmoreland
Platts	Sessions	Whitfield
Poe (TX)	Shadegg	Wilson (SC)
Posey	Shimkus	Wittman
Price (GA)	Shuster	Wolf
Putnam	Simpson	Young (FL)
Reed	Smith (NE)	

NOT VOTING—16

Barrett (SC)	Hastings (FL)	Radanovich
Brown-Waite,	Hastings (WA)	Speier
Ginny	Hodes	Spratt
Buyer	Marchant	Wu
Davis (IL)	McMorris	
DeFazio	Rodgers	
Delahunt	Minnick	

□ 1503

Messrs. TAYLOR and CONNOLLY of Virginia changed their vote from “yea” to “nay.”

Ms. BEAN changed her vote from “nay” to “yea.”

So the joint resolution was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

CONGRATULATING REPRESENTATIVE CATHY McMORRIS RODGERS ON BIRTH OF BABY GIRL

(Mr. HASTINGS of Washington asked and was given permission to address the House for 1 minute.)

Mr. HASTINGS of Washington. Madam Speaker and my colleagues, I am very pleased to make a very important announcement: today, a new Republican was born.

Our colleague, CATHY McMORRIS RODGERS, delivered a baby girl this morning at 12:20. The baby weighed nearly 8½ pounds and is over 20 inches. Both the mother and daughter are doing very well, as is Brian.

HEALTHY, HUNGER-FREE KIDS ACT OF 2010

The SPEAKER pro tempore. Pursuant to clause 1(c) of rule XIX, proceedings will now resume on the bill (S. 3307) to reauthorize child nutrition programs, and for other purposes.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Pursuant to House Resolution 1742, the bill is considered read and the previous question is ordered.

The question is on the third reading of the bill.

The bill was ordered to be read a third time, and was read the third time.

MOTION TO RECOMMIT

Mr. KLINE of Minnesota. Madam Speaker, I have a motion to recommit.

The SPEAKER pro tempore. Is the gentleman opposed to the bill?

Mr. KLINE of Minnesota. I am.

The SPEAKER pro tempore. The Clerk will report the motion to recommit.

The Clerk read as follows:

Mr. Kline moves to recommit the bill S. 3307 to the Committee on Education and Labor with instructions to report the same back to the House forthwith, with the following amendments:

Amend section 205 to read as follows:

SEC. 205. CONDITION OF RECEIPT OF FUNDS UNDER THE CHILD AND ADULT CARE FOOD PROGRAM.

Section 17 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1766) is amended by adding at the end the following:

“(u) INELIGIBILITY OF INSTITUTIONS.—An institution shall be ineligible for funds under this section if such institution employs a child care staff member who—

“(1) refuses to consent to a criminal background check that includes—

“(A) a search of the State criminal registry or repository in the State where the child care staff member resides and each State where such staff member previously resided;

“(B) a search of State-based child abuse and neglect registries and databases in the State where the child care staff member resides and each State where such staff member previously resided;

“(C) a search of the National Crime Information Center;

“(D) a Federal Bureau of Investigation fingerprint check using the Integrated Automated Fingerprint Identification System; and

“(E) a search of the National Sex Offender Registry established under the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16901 et seq.);

“(2) makes a false statement in connection with such criminal background check;

“(3) is registered or is required to be registered on a State sex offender registry or the National Sex Offender Registry established under the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16901 et seq.); or

“(4) has been convicted of a felony consisting of—

“(A) homicide;

“(B) child abuse or neglect;

“(C) a crime against children, including child pornography;

“(D) spousal abuse;

“(E) a crime involving rape or sexual assault;

“(F) kidnapping;

“(G) arson; or

“(H) physical assault, battery, or a drug-related offense, committed within the past 5 years.”.

In section 206, strike “(as amended by section 205)”.

Mr. KLINE of Minnesota (during the reading). Madam Speaker, I ask unanimous consent that the motion to recommit be considered as read.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Minnesota?

There was no objection.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Minnesota is recognized for 5 minutes in support of his motion to recommit.

Mr. KLINE of Minnesota. Madam Speaker, with the clock winding down on the 111th Congress, there seems to

be a rush to push through as many bills at the last minute as this majority can manage. Unfortunately, this sprint to the finish means the sacrifice of the deliberative process. This bill was sent to us from the other body with the demand that we accept it as is; that we cannot change a single comma or period, much less improve the policy.

This is a bill that never received a hearing or vote in the Education and Labor Committee. Not a single amendment was made in order for debate, which means here on the House floor Members were not permitted to even discuss possible improvements to the bill.

This motion to recommit is our last chance to improve the bill, our last chance to remove some of its most harmful provisions and insert stronger protections for our children; and that is exactly what we are attempting to do.

First, to protect the safety of children receiving meals in a child care setting, the motion to recommit requires comprehensive background checks for all child care providers. A comprehensive background check searches various criminal databases housed at the State and Federal levels, as well as the National Sex Offender Registry. With taxpayers subsidizing these programs, parents need the peace of mind that comes with knowing that their children are not being left in the care of individuals with a history of violence, child abuse, or other criminal behavior. In fact, many parents today may wrongly believe these child care providers have been given a background check because of the tacit seal of approval that comes with being a federally funded program. Unfortunately, Federal law contains no comprehensive background check requirement for child care providers that receive funding under these nutrition programs. Currently, only 10 States have a comprehensive system that includes a check of the Child Abuse and Neglect Registry, a check of the Sex Offender Registry, and a State and Federal fingerprint check. Simply checking the fingerprint of a current or future child care worker will help advance the safety of countless children.

Next, the motion to recommit eliminates the middle class tax included in this proposal. Any time the Federal Government forces a private citizen to reach into his or her own pocket and pay more for a good or service, it is a tax by any commonsense definition of the word, and that is exactly what this provision would do. It creates a Federal price floor for paid school lunches, a floor for paid school lunches, forcing many schools to increase the prices they charge the children who do not receive free or reduced price meals.

The National Governors Association and leading school groups have spoken out in opposition to this provision because it will drive up costs for families and punish schools that have worked hard to hold down costs while providing higher quality meals.